

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Martin Weel

Serial Number: 10/840,104

Filed: 05/05/2004

For: **HYBRID SET-TOP BOX FOR DIGITAL ENTERTAINMENT NETWORK**

Examiner: Rupal Dharia

Art Unit: 2141

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

POWER OF ATTORNEY

Sir:

The undersigned, assignee of the entire interest in and to an application of Martin Weel for U.S. Letters Patent for **HYBRID SET-TOP BOX FOR DIGITAL ENTERTAINMENT NETWORK**, filed May 5, 2004, Application Serial Number 10/840,104 by an assignment document recorded with the United States Patent and Trademark Office at reel/frame 019311/0817, hereby appoints the firm of Withrow & Terranova, P.L.L.C., Customer No. 27820, comprising Benjamin S. Withrow, Reg. No. 40,876, Steven N. Terranova, Reg. No. 43,185, John R. Witcher, Reg. No. 39,877, Richard C. Bevins, Reg. No. 51,468, John H. Vynalek, Reg. No. 37,254, Anthony J. Josephson, Reg. No. 45,742, and Christopher B. Lee, Reg. No. 58,793, as my attorneys and/or agents with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith.

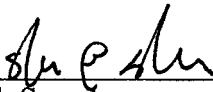
Furthermore, in accordance with 37 CFR §3.73(b), the undersigned hereby states that the documentary evidence of a chain of title from the original owner to the assignee, i.e. assignment

document referenced above, has been reviewed and the undersigned certifies that, to the best of assignee's knowledge and belief, title is in assignee who seeks to prosecute this application.

**PLEASE ADDRESS ALL COMMUNICATIONS AND TELEPHONE CALLS TO:  
WITHROW & TERRANOVA, P.L.L.C., 100 REGENCY FOREST DRIVE, SUITE 160,  
CARY, NORTH CAROLINA 27518, (919) 238-2300.**

**CONCERT TECHNOLOGY CORPORATION**

BY:

  
\_\_\_\_\_  
Hugh Svendsen  
Chief Executive Officer

Date: 6/6/2007

File No.: 1116-062

WHEREAS, Elario, Inc., a California corporation located at 65 Enteprise, Aliso Viejo, CA 92656 (hereinafter "ASSIGNOR"), is the owner of record of the entire and full right, title, and interest to certain new and useful improvements in the following United States Patents and Patent Applications for Letters Patents in the United States (hereinafter the "Patents"):

Patent/App No.	Pub. No.	Filing Date	Status	Title
10/840,104	20050251565	5/5/04	Published	Hybrid Set-Top Box for Digital Entertainment Network
10/840,109	20050251566	5/5/04	Published	Playlist Downloading For Digital Entertainment Network
10/840,108	20050251576	5/5/04	Published	Device discovery for digital entertainment network
10/840,110	20050251807	5/5/04	Published	System and Method for Sharing Playlists

WHEREAS, Concert Technology Corporation, a Delaware corporation (hereinafter "ASSIGNEE"), having offices at 7011 Fayetteville Road, Suite 210, Durham, NC 27713, has purchased ASSIGNOR'S entire and full right, title, and interest in and to the inventions disclosed in the Patents;

NOW, THEREFORE, in consideration of sums paid by ASSIGNEE to ASSIGNOR, and for other good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNOR hereby further acknowledges that it has sold, assigned, and transferred, and by these presents, does hereby sell, assign, and transfer, unto ASSIGNEE, its successors, legal representatives, and assigns, the entire and full right, title, and interest throughout the world in, to, and under the said improvements, and the said Patents and all Patents that may be granted thereon, and all provisional applications relating thereto, and all divisions, continuations, reissues, reexaminations, renewals, and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent that may hereafter be filed for said improvements or for the said Patents in any country or countries foreign to the United States; and ASSIGNOR hereby authorizes and requests the Commissioner of Patents of the United States, and any Official of any country foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements and all Letters Patent resulting from the Patents to ASSIGNEE, its successors, legal representatives, and assigns, in accordance with the terms of this Agreement. ASSIGNOR does hereby sell, assign, transfer, and convey to ASSIGNEE, its successors, legal representatives, and assigns all claims for damages and all remedies arising out of any violation of the rights assigned hereby that may have accrued prior to the date of assignment to ASSIGNEE, or may accrue hereafter, including, but not limited to, the right to sue for, collect, and retain damages for past infringements of the said issued Patents before or after issuance.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 11 day of MAY, 2007.

By: Martin Weel

Date: 5/11/07

State of California  
County of Orange

On May 15, 2007, before me appeared, personally, Martin Weel, Chairman of Elario Inc. located at 65 Enteprise, Aliso Viejo, CA 92656, ~~personally known to me (or proved to me on the basis of satisfactory evidence)~~ to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person, or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature

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Lisa Kitadani Hoffman (Seal)  
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